

**UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

MARK I. SOKOLOW, *et al.*,

Plaintiffs,

vs.

THE PALESTINE LIBERATION  
ORGANIZATION, *et al.*,

Defendants.

No. 04 Civ. 00397 (GBD) (RLE)

**DECLARATION OF PHILIP W. HORTON  
IN SUPPORT OF PLAINTIFFS' MOTION IN LIMINE**

PHILIP W. HORTON hereby declares the following under penalty of perjury:

1. I am a member of the law firm of Arnold & Porter LLP, appearing *pro hac vice* as counsel for the plaintiffs in the above-captioned action. I submit this declaration to provide documents in support of plaintiffs' Motion in Limine.

2. Attached to this declaration as Exhibit A are true and correct copies of the following defendants' expert reports:

| <b>EXHIBIT A<br/>(tabs below)</b> | <b>Defendants' Expert Reports (Exhibits Omitted)</b>  |
|-----------------------------------|---|
| A.1                               | Expert Report of Lori Allen, dated July 15, 2013.   |
| A.2                               | Expert Report of Muhammad Dahleh, dated July 15, 2013.  |
| A.3                               | Expert Report of Rick Gaskins re: Personal Injury to Ms. Shayna Elliott, dated July 15, 2013. |
| A.4                               | Expert Report of David Miller, dated, July 15, 2013.  |
| A.5                               | Expert Report of John Quigley, dated July 15, 2013.   |
| A.6                               | Expert Report of Glenn Robinson, dated July 15, 2013.   |
| A.7                               | Expert Report of Michael Sfard, dated November 6, 2011.                                       |
| A.8                               | Expert Report of Raja Shehadeh, dated July 15, 2013.  |
| A.9                               | Expert Report of Sharon Weill, dated July 15, 2013.   |

3. Attached to this declaration as Exhibit B are true and correct copies of the following expert depositions:

| <b>EXHIBIT B<br/>(tabs below)</b> | <b>Expert Deposition Excerpts</b>   |
|-----------------------------------|---|
| B.1                               | Excerpts from the Deposition of Rick Gaskins, dated November 7, 2013              |
| B.2                               | Excerpts from the Deposition of Matthew Levitt, dated September 25, 2013.         |
| B.3                               | Excerpts from the Deposition Transcript of David Miller, dated November 20, 2013. |
| B.4                               | Excerpts from the Deposition of Michael Sfard, dated October 24, 2013.            |

4. Attached to this declaration as Exhibit C is a true and correct copy of the following designated trial exhibits:

| <b>EXHIBIT C<br/>(tabs below<br/>correspond to<br/>trial exhibit<br/>numbers)</b> | <b>Designated Trial Exhibits</b>  |
|---|---|
| C.1   | Defendants' designated trial exhibit bearing bates numbers 02:0078990-7915  |
| C.2   | Defendants' designated trial exhibit bearing bates number 02:007916         |
| C.3   | Defendants' designated trial exhibit bearing bates number 02:007941         |
| C.4   | Defendants' designated trial exhibit bearing bates numbers 02:007917-7940   |
| C.5   | Defendants' designated trial exhibit bearing bates numbers 02:007942-7966   |
| C.6   | Defendants' designated trial exhibit bearing bates numbers 02:007968-7976   |
| C.7   | Defendants' designated trial exhibit bearing bates numbers 02:007977-7980   |
| C.8   | Defendants' designated trial exhibit bearing bates number 02:007981         |
| C.9   | Defendants' designated trial exhibit bearing bates number 02:007967         |
| C.12  | Defendants' designated trial exhibit bearing bates number 02:008129         |
| C.13  | Defendants' designated trial exhibit bearing bates numbers 02:008130 - 8131 |
| C.14  | Defendants' designated trial exhibit bearing bates numbers 02:008132 - 8133 |
| C.15  | Defendants' designated trial exhibit bearing bates numbers 02:008134 - 8138 |
| C.16  | Defendants' designated trial exhibit bearing bates numbers 02:008139 - 8154 |
| C.19  | Defendants' designated trial exhibit bearing bates numbers 02:008195 -      |

|       |  |
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|       | 8197   |
| C.23  | Defendants' designated trial exhibit bearing bates numbers 02:008336 - 8338      |
| C.28  | Defendants' designated trial exhibit bearing bates numbers 02:008351 - 8419      |
| C.29  | Defendants' designated trial exhibit bearing bates numbers 02:008420-8453        |
| C.36  | Defendants' designated trial exhibit bearing bates numbers 02:008484 - 8498      |
| C.38  | Defendants' designated trial exhibit bearing bates number 02:008499              |
| C.49  | Exhibit D to Expert Report of G. Robinson  |
| C.50  | Defendants' designated trial exhibit bearing bates numbers 02:008501 - 8620      |
| C.51  | Defendants' designated trial exhibit bearing bates numbers 02:008621 - 8622      |
| C.58  | Plaintiffs' designated trial exhibit bearing bates numbers 05:000590 - 05:000591 |
| C.375 | Plaintiffs' designated trial exhibit bearing bates numbers P5:40 - 41            |
| C.376 | Plaintiffs' designated trial exhibit bearing bates numbers P5:42 - 43            |

5. Attached to this declaration as Exhibit D are true and correct copies of the following correspondence.

| <b>EXHIBIT D<br/>(tabs below)</b> | <b>Correspondence</b>   |
|-----------------------------------|---|
| D.1                               | Letter from Brian Hill to Hon. George Daniels, dated January 24, 2014 |
| D.2                               | Letter from Kent Yalowitz to Brian Hill, dated February 14, 2014      |

6. Attached to this declaration as Exhibit E is a true and correct copy of Exhibit 1-2 to the Joint Pretrial Order.

7. Attached to this declaration as Exhibit F is a true and correct copy of Defendants' Rule 26(a)(1)(A) Disclosures, dated July 25, 2011.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: Washington, D.C.  
May 2, 2014



Philip W. Horton